

BEFORE THE TENNESSEE REGULATORY AUTHORITY

NASHVILLE, TENNESSEE

April 25, 2003

IN RE:

**COMPLAINT OF BELL SOUTH
TELECOMMUNICATIONS, INC. TO ENFORCE
INTERCONNECTION AGREEMENT BETWEEN
BELL SOUTH TELECOMMUNICATIONS, INC
AND ITC DELTACOM COMMUNICATIONS, INC.
AND REQUEST FOR EXPEDITED PROCEEDINGS**

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) **DOCKET NO.**
) **02-01203**
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IN RE:

**COMPLAINT OF BELL SOUTH
TELECOMMUNICATIONS, INC. TO ENFORCE
INTERCONNECTION AGREEMENT BETWEEN
BELL SOUTH TELECOMMUNICATIONS, INC.
AND XO TENNESSEE, INC. AND REQUEST FOR
EXPEDITED PROCEEDINGS**

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) **DOCKET NO.**
) **02-01204**
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**ORDER CONVENING A CONTESTED CASE PROCEEDING
AND APPOINTING A PRE-HEARING OFFICER**

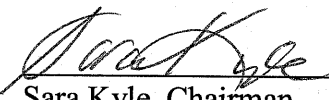
This matter came before Chairman Sara Kyle, Director Deborah Taylor Tate and Director Ron Jones of the Tennessee Regulatory Authority (the "Authority"), the voting panel assigned to this docket, at a regularly scheduled Authority Conference held on January 27, 2003, to consider consolidated Docket No. 02-01203, *Complaint of BellSouth Telecommunications, Inc. to Enforce Interconnection Agreement Between BellSouth Telecommunications, Inc and ITC Deltacom Communications, Inc. and Request for Expedited Proceedings* and *Complaint of BellSouth Telecommunications, Inc. to Enforce Interconnection Agreement Between BellSouth Telecommunications, Inc. and XO*

*Tennessee, Inc. and Request for Expedited Proceedings.*¹

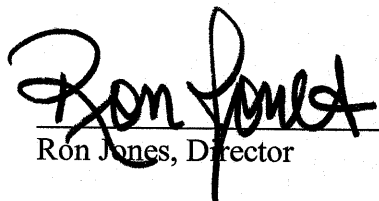
During the January 27, 2003 Conference the panel voted unanimously to convene a contested case proceeding in these matters and appoint the Authority's General Counsel or his designee to act as the Pre-Hearing Officer in this proceeding to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.

IT IS THEREFORE ORDERED THAT:

1. A contested case proceeding is convened; and
2. The General Counsel or his designee is appointed Pre-Hearing Officer in this matter to hear preliminary matters prior to the Hearing, to rule on any petition(s) for intervention, and to set a procedural schedule to completion.


Sara Kyle, Chairman


Deborah Taylor Tate, Director


Ron Jones, Director

¹ At an Authority Conference held on November 18, 2002, Chairman Kyle, Director Tate and Director Jones, the voting panel assigned to Docket No. 02-01203, after acknowledging that this docket and Docket No. 02-01204 were both complaints by BellSouth alleging breach of similar terms of interconnection agreements and seeking identical relief, voted unanimously to consolidate this docket with Docket No. 02-01204. Docket No. 02-01204 was consolidated into Docket no. 02-01203 because Docket No. 02-01203 was filed first. Thereafter, Director Tate, Director Miller and Director Jones, the voting panel assigned to Docket No. 02-01204, also voted unanimously to consolidate Docket No. 02-01204 into Docket No. 02-01203.